

1 **T I F F A N Y & B O S C O**
2 P.A.

3 **2525 E. CAMELBACK ROAD**
4 **SUITE 300**
5 **PHOENIX, ARIZONA 85016**
6 **TELEPHONE: (602) 255-6000**
7 **FACSIMILE: (602) 255-0192**

8 Mark S. Bosco
9 State Bar No. 010167
10 Leonard J. McDonald
11 State Bar No. 014228
12 Attorneys for Movant

13 10-08011

14 **IN THE UNITED STATES BANKRUPTCY COURT**
15 **FOR THE DISTRICT OF ARIZONA**

16 IN RE:

17 Douglas Allan Carroll
18 Debtor.

19 U. S. Bank, National Association as Trustee,
20 successor-in-interest to Wachovia Bank, N.A.
21 Pooling and Servicing Agreement dated as of
22 November 1, 2004. Asset-Backed Pass-Through
23 Certificates Series 2004-WWF1 by its attorney in
24 fact Wells Fargo Bank, N.A., successor by merger
25 to Wells Fargo Home Mortgage, Inc.

26 Movant,
27 vs.

28 Douglas Allan Carroll, Debtor; U.S. Trustee,
29 Trustee.

30 Respondents.

31 **THIS ORDER IS**
32 **APPROVED.**

33 Dated: April 12, 2010



34 *James M. Marlar*
35 **JAMES M. MARLAR**
36 Chief Bankruptcy Judge

37 No. 4:09-bk-23354-JMM

38 Chapter 11

39 **ORDER APPROVING**
40 **STIPULATION FOR REMOVAL**
41 **OF BANKRUPTCY STAY**

42 IT IS HEREBY ORDERED by and between the parties herein, through counsel undersigned,
43 that all stays and injunctions, including the automatic stays under U.S. Bankruptcy Code Section

1
2 362(a), are hereby vacated effective immediately with respect to the real property which is the subject
3 of the Deed of Trust recorded in the records of the County, Arizona Recorder's Office, wherein
4 Douglas Allan Carroll, is designated as trustor and U. S. Bank, National Association as Trustee,
5 successor-in-interest to Wachovia Bank, N.A. Pooling and Servicing Agreement dated as of
6 November 1, 2004. Asset-Backed Pass-Through Certificates Series 2004-WWF1 by its attorney in
7 fact Wells Fargo Bank, N.A., successor by merger to Wells Fargo Home Mortgage, Inc. is the
8 beneficiary/successor beneficiary, which Deed of Trust encumbers the following described real
9 property:
10

11 IT IS FURTHER ORDERED that the debtor has no desire to maintain or keep the property
12 and has decided to surrender his interest in the property legally described herein.
13

14 IT IS FURTHER ORDERED that Movant is now permitted, in its discretion to commence or
15 conduct a Trustee's Sale, commence judicial foreclosure, or take whatever other actions necessary to
16 protect their interest in the above legally described property.

17 IT IS FURTHER ORDERED that an Order Lifting Stay will remain in full force and effect in
18 any bankruptcy chapter to which the Debtor may convert.
19

20 IT IS FURTHER ORDERED that any hearingS scheduled in the matter are vacated.
21

22 DATED this _____ day of _____, 2010.
23

24 UNITED STATES BANKRUPTCY JUDGE
25
26